

**IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TENNESSEE
(KNOXVILLE)**

IN RE:

WAGIH A. TABAJA
DEBTOR

BK NO.: 3:20-BK-32169-SHB
CHAPTER 7
JUDGE: SUZANNE H.
BAUKNIGHT

ANN MOSTOLLER
PLAINTIFF

V.

PEOPLES HOME EQUITY INC.,
MR. COOPER D/B/A NATIONSTAR
MORTGAGE LLC,
BANK OF AMERICA, N.A.,
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.
DEFENDANTS,

AP NO.: 3:21-AP-03010-SHB

PRELIMINARY RESPONSE TO THE TRUSTEE'S COMPLAINT [D.E. 1]

COMES NOW, Defendant, MR. COOPER D/B/A NATIONSTAR MORTGAGE LLC (“Secured Creditor”), and files this preliminary written response to the Trustee’s Complaint [D.E. 1] on behalf of all named Defendants, and as grounds therefor states:

1. MR. COOPER D/B/A NATIONSTAR MORTGAGE LLC is a secured creditor in the instant case reflecting a secured claim against the property, 967 Vicar Lane, Knoxville, TN 37919 (“Property”).
2. On February 16, 2021 the Trustee filed this instant Complaint [D.E. 1].
3. Counsel for Secured Creditor contacted the Trustee and provided the requested documentation showing the perfected lien status and confirming Defendants’ interest in the Property.

4. Secured Creditor needs additional time to review its records to respond to the allegations contained in Debtors' Complaint
5. Additionally, Secured Creditor is working with the Trustee to resolve the Complaint by way of Agreed Order and needs additional time to finalize any potential settlement.
6. Secured Creditor reserves the right to supplement its response.

WHEREFORE, Defendant, MR. COOPER D/B/A NATIONSTAR MORTGAGE LLC on behalf of all Defendants requests that this Court deny the Trustee's Complaint [D.E. 1] and grant such other and further relief as the Court deems just and proper.

DATED this 18th day of March 2021.

Respectfully submitted,

/s/ Joshua I. Goldman

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to the parties on the attached Service List by electronic notice and/or by First Class U.S. Mail on this 18th day of March 2021.

/s/ Joshua I. Goldman

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SERVICE LIST (CASE NO. 3:21-AP-03010-SHB)

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